

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

Glass Dimensions, Inc. on behalf of the)
Glass Dimensions, Inc. Profit Sharing)
Plan and Trust, *and all others*)
similarly situated,)

Plaintiffs,)

v.)

State Street Corporation, State Street)
Bank and Trust Co., and)
State Street Global Advisors,)

Defendants.)

CIVIL ACTION NO: 1:10-CV-10588 (JLT)

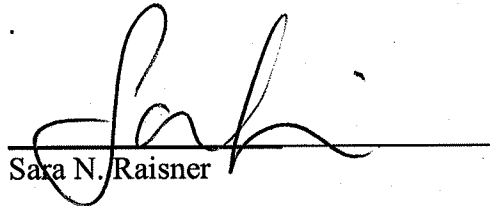
FILED UNDER SEAL

**DECLARATION OF BRAD E. KONSTANDT IN SUPPORT OF DEFENDANTS'
OPPOSITION TO PLAINTIFF'S MOTION TO STRIKE DEFENDANTS' PROHIBITED
TRANSACTION EXEMPTION 2006-16 DEFENSE AND/OR PRECLUDE
DEFENDANTS FROM OFFERING EVIDENCE OF RELATED REBATES**

FILED UNDER SEAL ON JULY 27, 2012 BY DEFENDANTS STATE STREET
CORPORATION AND STATE STREET BANK AND TRUST COMPANY
(TOGETHER WITH ITS STATE STREET GLOBAL ADVISORS DIVISION)

CERTIFICATE OF SERVICE

I hereby certify that on July 27, 2012, I caused a copy of the **DECLARATION OF BRAD E. KONSTANDT IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFF'S MOTION TO STRIKE DEFENDANTS' PROHIBITED TRANSACTION EXEMPTION 2006-16 DEFENSE AND/OR PRECLUDE DEFENDANTS FROM OFFERING EVIDENCE OF RELATED REBATE RATES AND EXHIBITS**, dated July 27, 2012, to be served on counsel via first class mail and e-mail.


Sara N. Raisner